IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 16408 of 1999

Between:

Sri Nityananda Ashramam Sangham, Chebrolu, rep. by its Secretary Sri Ch.Hrushi Kesava rao, S/o Papaiah, r/o Chebrolu, Guntur Dist.

..... PETITIONER

AND

1 The Commissioner of Endowments, Govt. of A.P., Hyderabad.
2 The Deputy Commissioner of Endowments, Guntur.
3 The Asst.Commissioner of Endowments, Guntur.
4 Sri Ankineedu Prasad, Asst.Commissioner of Endowments, Guntur.
5 The Executive Officer, Sekuru and Salapadu Group of Temples, Chebrolu, Guntur Dist.
6 Sri Abbareddi Venkateswara Rao, Executive Officer, Sekuru and Salapadu Group of Temples, Chebrolu,Guntur Dist.
7 Sr Annapurna Satram, Cherbrolu, rep. by its Secretary, Sri Kothamasu Hanumantha Rao,, R/o Cherbrolu, Guntur Dist.
8 The Govt. Degree College, Cherbrolu, rep. by its Person-in-Charge/Principal,
Cherbrolu, Guntur Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue a writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the 3rd respondent appointing respondent-5 as Executive Officer-cum-Single Trustee of the petitioner-Ashramam as illegal and consequently to declare the action of the respondents 5 & 6 in registering Document No.1948/99 dt.24-7-99 at Chebrolu and Document no.355/99 dt.24-7-99 at guntur as illegal and void.

For the Petitioner: MR.A.RAMAKRISHNA, Advocate

For Respondents 1 to 3:Government Pleader for Endowments

For Respondents 4 to 7: Mr.Koneti Raja Reddy, Advocate

For Respondent No.8: None appeared.

The Court made the following Order:

Learned Counsel for the petitioner submits that comprehensive civil suit in O.S.No100 of 2000 is filed before the Additional Senior Civil Judge, Guntur with similar relief claimed in the writ petition and seeks permission to withdraw the writ petition with a liberty to prosecute the pending civil suit. Permission is accorded.

The writ petition is dismissed as withdrawn reserving liberty to the petitioner to prosecute the civil suit filed by him. Interim order granted, if any, stands vacated. It is open for the petitioner to obtain necessary interim relief in pending suit. No costs.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

TO

1 The Commissioner of Endowments, Govt. of A.P., Hyderabad.
2 The Deputy Commissioner of Endowments, Guntur.
3 The Asst.Commissioner of Endowments, Guntur.
4 Sri Ankineedu Prasad, Asst.Commissioner of Endowments, Guntur.
5 The Executive Officer, Sekuru and Salapadu Group of Temples, Chebrolu, Guntur Dist.
6 Sri Abbareddi Venkateswara Rao, Executive Officer, Sekuru and Salapadu Group of Temples, Chebrolu,Guntur Dist
7 Two C.Cs. to G.P. for Endowments, High Court Buildings, Hyderabad. (OUT)
8 Two C.D. Copies.